

1842-0024

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Boyd et al.

)

Application No.: 10/667,540

)

Examiner: Pedro Philogene

2202
15

Art Unit: 3732

)

Filed: September 22, 2003

)

Confirmation No.: 9957

)

DEVICES AND METHODS FOR THE
RESTORATION OF A SPINAL DISC

)

April 5, 2005

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APR 05 2005

PRELIMINARY AMENDMENT**MAIL STOP AMENDMENT**

Commissioner for Patents

P. O. Box 1450

Alexandria, VA 22313-1450

Sir:

Prior to examination of the above-identified application, Applicants respectfully submit the following preliminary amendment. The Commissioner is authorized to deduct \$575.00 from Deposit Account No. 13-0014 for the small entity claim fees under 37 C.F.R. §§1.16(b), (c) for two (2) additional independent claims (\$200.00) and fifteen (15) additional claims (\$375.00). The Commissioner is further authorized to deduct any additional amounts due (excluding the issue fee) or to credit any overpayment to Deposit Account 13-0014.

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being transmitted by facsimile to the United States Patent and Trademark Office on April 5, 2005 to the central facsimile number 703-872-9306.



Signature

Michael D. Beck

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

PATENT APPLICATION FEE DETERMINATION RECORD
Effective January 1, 2003

Application or Docket Number

10669540

CLAIMS AS FILED - PART I

(Column 1) (Column 2)

TOTAL CLAIMS	<i>32</i>	
FOR	NUMBER FILED	NUMBER EXTRA
TOTAL CHARGEABLE CLAIMS	<i>32</i> minus 20 =	<i>12</i>
INDEPENDENT CLAIMS	<i>3</i> minus 3 =	<i>0</i>
MULTIPLE DEPENDENT CLAIM PRESENT		<input type="checkbox"/>

* If the difference in column 1 is less than zero, enter "0" in column 2

CLAIMS AS AMENDED - PART II

(Column 1) (Column 2) (Column 3)

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	<i>32</i>	Minus	<i>32</i>
Independent	<i>3</i>	Minus	<i>3</i>	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

SMALL ENTITY
TYPE OR OTHER THAN
SMALL ENTITY

RATE	FEES	RATE	FEES
BASIC FEE	375.00	OR BASIC FEE	750.00
X\$ 9=	<i>108.</i>	OR X\$18=	
X42=		OR X84=	
+140=		OR +280=	
TOTAL	<i>183.</i>	OR TOTAL	

SMALL ENTITY OR OTHER THAN
SMALL ENTITY

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
X\$ 9=		OR X\$18=	
X42=		OR X84=	
+140=		OR +280=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	<i>32</i>	Minus	<i>32</i> = <i>11</i>
Independent	<i>3</i>	Minus	<i>3</i>	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
X\$ 9=		OR X\$18=	
X42=		OR X84=	
+140=		OR +280=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total	<i>41</i>	Minus	<i>32</i> = <i>15</i>
Independent	<i>5</i>	Minus	<i>3</i>	=
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM <input type="checkbox"/>				

RATE	ADDI- TIONAL FEE	RATE	ADDI- TIONAL FEE
X\$ 9=	<i>375.00</i>	OR X\$18=	
X42=	<i>108.00</i>	OR X84=	
+140=		OR +280=	
TOTAL ADDIT. FEE		OR TOTAL ADDIT. FEE	

- * If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20."
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3."

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.